



SYNOPSIS

Senate Bills and Joint Resolutions
2018 Maryland General Assembly Session

January 11, 2018
Schedule 2

PLEASE NOTE: January 23 – Bill request deadline.
February 2 – Bill introduction deadline.
All bills should be given to the Secretary of the Senate's office by 5:00 P.M. on Monday, February 5.
As required by Senate Rule 32(b), bills introduced after this date will be referred to the Senate Rules Committee.

SENATE BILLS INTRODUCED January 11, 2018

SB 115 Senator Edwards

DEEP CREEK LAKE POLICY AND REVIEW BOARD – MEMBERSHIP AND DUTIES

Altering the membership of the Deep Creek Lake Policy and Review Board to include the Secretary of Natural Resources, or the Secretary's designee, and the Secretary of the Environment, or the Secretary's designee, as nonvoting ex officio members; and requiring the Board to review and advise the Secretary of the Environment on matters that relate to Deep Creek Lake and are within the jurisdiction of the Secretary of the Environment.

EFFECTIVE JULY 1, 2018

NR, § 5-216 - amended

Assigned to: Education, Health, and Environmental Affairs

Department of Legislative Services

90 State Circle, Annapolis, Maryland 21401-1991

Baltimore Area: 410-946-5400 — Washington Area: 301-970-5400

Other Maryland Areas: 1-800-492-7122 — Maryland Relay Service: 1-800-735-2258

SB 116 **Senator Feldman**

CREATION OF A STATE DEBT – MONTGOMERY COUNTY – DREAM CATCHER MEADOWS

Authorizing the creation of a State Debt not to exceed \$50,000, the proceeds to be used as a grant to the Board of Directors of the 7th Generation Foundation, Incorporated for the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of Dream Catcher Meadows, including fencing and farm-related outbuildings, located in Montgomery County; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; etc.

EFFECTIVE JUNE 1, 2018

Assigned to: Budget and Taxation

SB 117 **Senator Feldman**

CREATION OF A STATE DEBT – MONTGOMERY COUNTY – TLC’S KATHERINE THOMAS SCHOOL

Authorizing the creation of a State Debt not to exceed \$240,000, the proceeds to be used as a grant to the Board of Trustees of TLC – The Treatment and Learning Centers, Inc. for the acquisition, planning, design, construction, repair, renovation, site improvement, and capital equipping of TLC’s Katherine Thomas School, located in Montgomery County; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; etc.

EFFECTIVE JUNE 1, 2018

Assigned to: Budget and Taxation

SB 118 **Senator Ferguson**

BALTIMORE CITY – ALCOHOLIC BEVERAGES – LICENSE TRANSFERS

Authorizing the transfer of certain alcoholic beverages licenses from certain areas in Baltimore City to other areas in Baltimore City; specifying that a certain license is considered unexpired until July 1, 2019, for a certain purpose; and specifying that, unless transferred to another location, a certain license expires not later than July 1, 2019.

EMERGENCY BILL

AB, § 12-1706(b) - amended

Assigned to: Education, Health, and Environmental Affairs

SB 119 **Senator Zirkin****PROGRAM OPEN SPACE – LOCAL FUNDS – ACQUISITION AND DEVELOPMENT OF LAND FOR EDUCATION PURPOSES**

Authorizing a local governing body to use certain local Program Open Space funds to acquire and develop land for education purposes.

EFFECTIVE JULY 1, 2018

NR, § 5-903(b) - amended

Assigned to: Education, Health, and Environmental Affairs

SB 120 **Senator Zirkin****FAMILY LAW – DIVORCE ON GROUNDS OF MUTUAL CONSENT – PARTIES WITH MINOR CHILDREN**

Authorizing a court to decree an absolute divorce on the grounds of mutual consent if the parties have minor children, under certain circumstances; requiring a certain settlement agreement to provide for the care, custody, access, and support of minor or dependent children; requiring certain parties to attach a completed child support guidelines worksheet to a certain settlement agreement; etc.

EFFECTIVE OCTOBER 1, 2018

FL, § 7-103(a) - amended

Assigned to: Judicial Proceedings

SB 121 **Senator Zirkin****FAMILY LAW – DOMESTIC VIOLENCE – DEFINITION OF ABUSE**

Altering the definition of “abuse” for purposes of certain provisions of law relating to domestic violence to include misuse of telephone facilities and equipment, misuse of electronic communication or interactive computer service, revenge porn, and visual surveillance.

EFFECTIVE OCTOBER 1, 2018

FL, § 4-501(b) - amended

Assigned to: Judicial Proceedings

SB 122 **Senator Zirkin****CRIMINAL LAW – OBSTRUCTING JUSTICE – PENALTIES**

Increasing maximum penalties for crimes relating to inducing false testimony or avoidance of a subpoena, retaliation for testimony, and intimidating or corrupting a juror.

EFFECTIVE OCTOBER 1, 2018

CR, §§ 9-302, 9-303, and 9-305 - amended

Assigned to: Judicial Proceedings

SB 123 **Senator Zirkin****FIREARMS – PROHIBITED POSSESSION – CONVICTION FOR HARASSMENT**

Prohibiting a person from possessing a regulated firearm, a rifle, or a shotgun if the person has been convicted of harassment.

EFFECTIVE OCTOBER 1, 2018

PS, §§ 5-133(b), 5-133.3(b) and (d), and 5-205(b) and (e) - amended

Assigned to: Judicial Proceedings

SB 124 **Senator Zirkin****COURTS – DIRECT ACTION AGAINST INSURER**

Requiring a certain insurance policy issued, sold, or delivered in the State to be construed to make the insurer directly liable, within the terms and limits of the policy, to certain third-party claimants; providing that a third-party claimant has a right of direct action against a certain insurer subject to certain requirements; authorizing a third-party claimant to bring an action against the insurer alone or the insurer and the insured jointly under certain circumstances; applying the Act prospectively; etc.

EFFECTIVE OCTOBER 1, 2018

CJ, §§ 3-1702(a) thru (c) & 5-118 and IN, § 27-1001(b), (c)(1), (d)(1), & (h)(1) and (2) - amended and CJ, §§ 3-1701 & 3-1703 - added

Assigned to: Judicial Proceedings

SB 125 **Senator Zirkin**

COURTS AND JUDICIAL PROCEEDINGS – INTERCEPTION OF COMMUNICATIONS – FIREARMS CRIMES

Adding certain crimes relating to firearms to a certain list of crimes for which certain evidence may be gathered by, and a judge may grant an order authorizing, interception of oral, wire, or electronic communications.

EFFECTIVE OCTOBER 1, 2018

CJ, §§ 10-402(c)(2) and 10-406(a) - amended

Assigned to: Judicial Proceedings

SB 126 **Senator Zirkin**

CRIMINAL PROCEDURE – RIGHT OF APPEAL – UNLAWFUL POSSESSION OF FIREARM

Authorizing the State, in a criminal case involving the unlawful possession of a rifle, shotgun, or regulated firearm, to appeal from a decision of a trial court that excludes evidence offered by the State or requires the return of property alleged to have been seized in violation of certain constitutional provisions.

EFFECTIVE OCTOBER 1, 2018

CJ, § 12-302(c) - amended

Assigned to: Judicial Proceedings

SB 127 **Senator Zirkin**

CRIMINAL LAW – POSSESSION OF MARIJUANA – CRIMINAL THRESHOLD

Increasing, from 10 grams to 1 ounce, the amount of marijuana below which possession is a civil offense, rather than a criminal offense.

EFFECTIVE OCTOBER 1, 2018

CJ, §§ 3-8A-01(dd) and 3-8A-33(a) and CR, §§ 5-601 and 5-601.1 - amended

Assigned to: Judicial Proceedings

SB 128 **Senator Zirkin**

CRIMINAL LAW – POSSESSION WITH INTENT TO DISTRIBUTE MARIJUANA – REBUTTABLE PRESUMPTION

Establishing a rebuttable presumption that a person who possesses 1 ounce or less of marijuana does not intend to distribute or dispense the marijuana.

EFFECTIVE OCTOBER 1, 2018

CR, § 5-602 - amended

Assigned to: Judicial Proceedings

SB 129 Senator Zirkin**BALTIMORE COUNTY – POLLING PLACES ON CAMPUSES**

Requiring the Baltimore County Board of Elections to establish at least one polling place at each public or private institution of higher education in the county that has residential student housing on its campus; etc.

Preliminary analysis: local government mandate

EFFECTIVE OCTOBER 1, 2018

EL, § 2-303 - amended

Assigned to: Education, Health, and Environmental Affairs

SB 130 Senator Zirkin**ELECTION OF CIRCUIT COURT JUDGES – NONPARTISAN ELECTIONS**

Establishing a method of electing judges to the circuit court on a nonpartisan basis, without regard to political party affiliation; establishing a primary election for candidates for nomination for a circuit court judgeship to be administered in a certain manner under certain circumstances; etc.

EFFECTIVE JANUARY 1, 2019

EL, §§ 5-703(a), 5-703.1(a), 5-706, and 9-210(a) - amended and §§ 8-901 through 8-905 - added

Assigned to: Education, Health, and Environmental Affairs

SB 131 Senators Zirkin and Lee**CHILD ABUSE AND NEGLECT – TRAINING**

Requiring that each health practitioner, police officer, educator, and human service worker in the State receive periodic training on the obligation to report child abuse and neglect and on the identification of abused and neglected children; etc.

EFFECTIVE OCTOBER 1, 2018

FL, § 5-704 - amended

Assigned to: Judicial Proceedings

SB 132 **Senators Zirkin and Lee****CRIMES – CHILD ABUSE AND NEGLECT – FAILURE TO REPORT**

Establishing that certain persons who are required to provide certain notice or make certain reports of suspected child abuse or neglect may not knowingly fail to give the notice or make the report if the person has actual knowledge of the abuse or neglect or witnesses the act of the abuse or neglect; establishing the misdemeanor of knowing failure to report child abuse or neglect under certain circumstances; and providing certain penalties for a violation of the Act.

EFFECTIVE OCTOBER 1, 2018

CR, § 3-602.2 - added

Assigned to: Judicial Proceedings

SB 133 **Senator Madaleno, et al****COMMUNITY HEALTHY AIR ACT**

Establishing the Committee on Air Quality; providing for the composition, chair, and staffing of the Committee; prohibiting a member of the Committee from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Committee to create a certain air quality sampling and monitoring protocol on or before a certain date; requiring the protocol to establish the methodology for the Department of the Environment to use to quantify and assess certain data; terminating the Act; etc.

EFFECTIVE JULY 1, 2018

Assigned to: Education, Health, and Environmental Affairs

SB 134 **The President (By Request – Administration)****SMALL BUSINESS RELIEF TAX CREDIT**

Authorizing a tax credit against the State income tax for certain small businesses that provide certain employer benefits to qualified employees; providing for the calculation of the credit; requiring the Department of Commerce to issue a tax credit certificate under certain circumstances; providing that the total amount of tax credit certificates issued by the Department may not exceed a certain amount for each taxable year; making the Act contingent on the taking effect of another Act; etc.

CONTINGENT – EFFECTIVE JULY 1, 2018

TG, § 10-746 - added

Assigned to: Budget and Taxation

SB 135 The President (By Request – Administration)**PAID LEAVE COMPROMISE ACT OF 2018**

Requiring certain employers with at least a certain number of employees to provide employees with paid time off that is paid at the same wage rate as the employee normally earns and that may be used by the employee for any reason; authorizing an employer to apply to the Department of Labor, Licensing, and Regulation for a certain waiver; requiring the Commissioner of Labor and Industry to create and make available a certain poster and notice; etc.

EMERGENCY BILL

LE, § 2-106(b) - amended and §§ 3-103(k) and 3-1301 through 3-1311 - added
Assigned to: Finance